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CMG CIT ACQUISITION, LLC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MARGARITA ERGUERA, an INDIVIDUAL
ON BEHALF OF HERSELF AND OTHERS
SIMILARLY SITUATED,

Plaintiff,

v.

CMG CIT ACQUISITION, LLC;
CIRCHARO ACQUISITION LLC; and
DOES 1 through 10, inclusive,

Defendants.

Case No.: 1:20-cv-01744-JLT-SKO

**[PROPOSED] ORDER DENYING AS
MOOT DEFENDANT'S EX PARTE
APPLICATION TO STRIKE
PLAINTIFF'S MOTION FOR CLASS
CERTIFICATION AND GRANTING AN
ORDER EXTENDING DEFENDANT'S
TIME TO RESPOND TO THE SAME**

(Doc. 25)

Based upon changed circumstances, CMG CIT ACQUISITION, LLC's ex parte request to Strike Plaintiffs' Motion for Class Certification, Or, In The Alternative, Grant An Order Extending Defendant's Time To Respond, the Court **ORDERS**:

1. The request to strike the motion for class certification is **DENIED as MOOT**.
2. The Defendant **SHALL** file an opposition to Plaintiffs' motion (Doc. 24) or a statement of non-opposition within 60 days.
3. The reply, if any, **SHALL** be filed within 30 days thereafter.

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1 4. The hearing on the motion for class certification is **VACATED** and will be re-set
2 only if the Court determines a hearing is needed.

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4 IT IS SO ORDERED.

5 Dated: **January 10, 2022**


UNITED STATES DISTRICT JUDGE